

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

ALLERGAN, INC. and DUKE UNIVERSITY,

Plaintiffs,

v.

**WATSON PHARMACEUTICALS, INC.,
WATSON LABORATORIES, INC., and
WATSON PHARMA, INC.,**

Defendants.

12-CV-321

JUDGMENT

For the reasons set forth in the Memorandum and Opinion and Order filed on January 24, 2013 in *Allergan, Inc. et al. v. Apotex, Inc., et al.*, Case No. 1:10-CV-681 (consolidated) and pursuant to the Order Partially Staying Case (Docket No. 48),

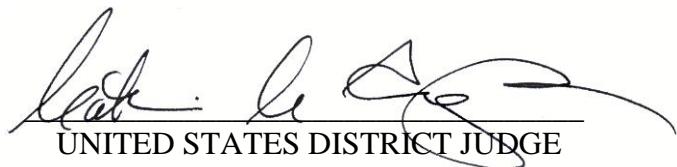
It is hereby **ORDERED AND ADJUDGED** that Judgment is entered in favor of Plaintiffs Allergan, Inc. and Duke University (collectively “Plaintiffs”) and against Watson Pharmaceuticals, Inc., Watson Laboratories, Inc. and Watson Pharma, Inc. (collectively “Watson”) on Plaintiffs’ claims that Watson has infringed claims 1, 8, 14, 18 and 20 of U.S. Patent No. 7,388,029 (the “’029 patent”) and claim 14 of U.S. Patent No. 7,351,404 (the “’404 patent”).

It is further **ORDERED AND ADJUDGED** that Judgment is entered in favor of the Plaintiffs and against Watson on all counterclaims alleging noninfringement or invalidity of the ’029 and ’404 patents.

It is further **ORDERED** that pursuant to 35 U.S.C. § 271(e)(4)(A):

1. the effective date of approval of Abbreviated New Drug Application No. 203749, filed by or on behalf of Watson Pharmaceuticals, Inc., Watson Laboratories, Inc. and Watson Pharma, Inc., shall be a date which is not earlier than the later of the expiration dates of the '029 and '404 patents.

This the 4th day of February, 2013.



UNITED STATES DISTRICT JUDGE

CONSENTED TO:

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